

AUG. 9. 2004 6:42PM

BROWDY AND NEIMARK

NO. 5732 P. 1

RESPONSE UNDER 37 C.F.R. §1.116  
EXPEDITED PROCEDURE  
EXAMINING GROUP 1800

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of: Baka SOLOMON

Application No.: 09/444,140

Conf. No. 3910

Filed: November 16, 1999

For: PREVENTION OF PROTEIN AGGREGATION

Art Unit: 1642

Examiner: S. Unger

Washington, D.C.

Atty's Docket: SOLOMON-14

Date: August 9, 2004

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THE COMMISSIONER OF PATENTS  
2011 South Clark Place, Mail Stop  
Crystal Plaza Two, Lobby, Room 1803  
Arlington, VA 22202

VIA TELEFACSIMILE

Sir:

Transmitted herewith is a (P) Amendment (X) Exhibits A, B, C, D  
in the above-identified application.

[ ] Small Entry Status: Applicant(s) claim small entry status. See 37 C.F.R. §1.27.

POK No additional fee is required.

[ ] The fee has been calculated as shown below:

	(Col. 1)	(Col. 2)	(Col. 3)
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA EQUALS
TOTAL	* 22	MINUS ** 09	0
INDEP.	* 4	MINUS *** 28	0
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM			

SMALL ENTRY	
RATE	ADDITIONAL FEE
x 0	\$
x 43	\$
+ 146	\$
ADDITIONAL FEE TOTAL	
	\$

OTHER THAN SMALL ENTRY	
RATE	ADDITIONAL FEE
x 10	\$
x 80	\$
+ 290	\$
TOTAL	
	\$

\* if the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.

\*\* if the "Highest Number Previously Paid for" in THIS SPACE is less than 20, write "20" in this space.

\*\*\* if the "Highest Number Previously Paid for" in THIS SPACE is less than 3, write "3" in this space.

The "Highest Number Previously Paid For" (total or Independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment of the number of claims originally filed.

POK Conditional Petition for Extension of Time

If any extension of time for a response is required, applicant requests that this be considered a petition therefor.

[ ] It is hereby petitioned for an extension of time in accordance with 37 CFR 1.136(e). The appropriate fee required by 37 CFR 1.17 is calculated as shown below:

Small Entry  
Response Filed Within

[ ] First - \$ 55.00  
 [ ] Second - \$ 210.00  
 [ ] Third - \$ 475.00  
 [ ] Fourth - \$ 740.00

Month After Time Period Set

Other Than Small Entry  
Response Filed Within

[ ] First - \$ 110.00  
 [ ] Second - \$ 420.00  
 [ ] Third - \$ 890.00  
 [ ] Fourth - \$ 1480.00

Month After Time Period Set

[ ] Less fees (\$ ) already paid for month(s) extension of time on

[ ] Please charge my Deposit Account No. 02-4035 in the amount of \$ .

[ ] Credit Card Payment Form, PTO-2038, is attached, authorizing payment in the amount of \$ .

[ ] A check in the amount of \$ is attached (check no. ).

POK The Commissioner is hereby authorized and requested to charge any additional fees which may be required in connection with this application or credit any overpayment to Deposit Account No. 02-4035. This authorization and request is not limited to payment of all fees associated with this communication, including any Extension of Time fee, not covered by check or specific authorization, but is also intended to include all fees for the prosecution of entire claims under 37 CFR §1.16 and all patent processing fees under 37 CFR §1.17 throughout the prosecution of the case. This blanket authorization does not include patent issue fees under 37 CFR §1.18.

BROWDY AND NEIMARK, P.L.L.C.

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RESPONSE UNDER 37 C.F.R. §1.116  
EXPEDITED PROCEDURE  
EXAMINING GROUP 1600

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Atty. Docket: SOLOMON=1R

AUG 09 2004

In re Application of:

) Conf. No.: 3910

Beka SOLOMON

) Art Unit: 1647

Appln. No.: 09/441,140

) Examiner: C. Nichols

Filed: November 16, 1999

) Washington, D.C.

For: PREVENTION OF PROTEIN  
AGGREGATION

) August 9, 2004

**OFFICIAL**

## AMENDMENT

U.S. Patent and Trademark Office  
2011 South Clark Place  
Customer Window, Mail Stop Amendment Non-Fee  
Crystal Plaza Two, Lobby, Room 1B03  
Arlington, Virginia 22202

Sir:

In response to the Office Action of June 10, 2004,  
please amend as follows:

IN THE SPECIFICATION

Please replace the paragraph beginning at column 11,  
line 20, with the following:

Amyloid peptides, A $\beta$  1-40 (Cat. No. A-5813) and A $\beta$   
1-28 (Cat. No. [A-1084] A-0184) corresponding to amino acids  
1-40 and 1-28 of A $\beta$  respectively, were purchased from Sigma  
Chemical Co., St. Louis, Mo., USA).

IN THE CLAIMS

1. A method of selecting an anti-aggregation  
molecule having the chaperone-like activity of anti-  
aggregation, wherein the anti-aggregation molecule is selected  
from the group consisting of a monoclonal antibody, a